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Attorney for Plaintiff
MICHELLE YVETTE BENAVIDEZ

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MICHELLE YVETTE BENAVIDEZ,

Plaintiff,

v.

KILOLO KIJAKAZI,
ACTING COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

No. 1:23-CV-00773-BAM

**STIPULATION FOR BRIEFING
EXTENSION; ~~PROPOSED~~ ORDER**

Plaintiff, Michelle Yvette Benavidez, filed the above-referenced Social Security disability appeal on May 19, 2023. (ECF Doc. 1) On July 18, 2023, the defendant Acting Commissioner of Social Security responded to Plaintiff's Complaint by lodging a copy of the administrative record. (ECF Doc. 9) Pursuant to the Court's Scheduling Order, Plaintiff's motion for summary judgment is currently due on August 17, 2023. (ECF Doc. 3, p. 2:17-18)

1 The parties hereby stipulate that Plaintiff, upon Court approval, be granted a first-time
2 extension of forty-five (45) days for the filing of the Opening Brief. (ECF Doc. 3, p.3:17-19)
3 Plaintiff's counsel makes the request due to multiple conflicting filing deadlines and counsel's
4 effort to be an effective advocate for Plaintiff while avoiding interference with other existing
5 filing deadlines before this Court. Plaintiff's requested extension would result in the Opening
6 Brief being due on or before October 2, 2023.

7 Respectfully submitted,

8 Dated: August 11, 2023

NEWEL LAW

9
10 By: Melissa Newel
11 Melissa Newel
12 Attorney for Plaintiff
MICHELLE YVETTE BENAVIDEZ

13 Dated: August 11, 2023

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE
Associate General Counsel
Office of Program Litigation, Office 7
Social Security Administration

17 By: Justin L. Martin
18 JUSTIN L. MARTIN
19 *(Authorized by email dated 08/11/2023)*
20 Special Assistant U.S. Attorney
Attorneys for Defendant

ORDER

Pursuant to stipulation and good cause having been shown, IT IS ORDERED that Plaintiff shall be granted an extension of forty-five (45) days to file her Opening Brief. The Opening Brief shall now be filed on or before **October 2, 2023**, and all corresponding deadlines are modified accordingly.

IT IS SO ORDERED.

Dated: **August 14, 2023**

/s/ *Barbara A. McAuliffe*
UNITED STATES MAGISTRATE JUDGE